



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-THIRD GENERAL ASSEMBLY

82ND LEGISLATIVE DAY

FRIDAY, FEBRUARY 20, 2004

10:00 O'CLOCK A.M.

SENATE
Daily Journal Index
82nd Legislative Day

Action	Page(s)
Introduction of Senate Bill No. 3349	12
Introduction of Senate Bills No'd. 3350-3369	14
Legislative Measures Filed	4
Message from the Governor	4
Presentation of Senate Resolution No 432	4
Presentation of Senate Resolution No. 433	16
Presentation of Senate Resolution No. 61	12

Bill Number	Legislative Action	Page(s)
SB 2103	Second Reading	5
SB 2106	Second Reading	5
SB 2141	Second Reading	5
SB 2145	Second Reading	5
SB 2156	Second Reading	5
SB 2158	Second Reading	5
SB 2165	Second Reading	6
SB 2171	Second Reading	6
SB 2174	Second Reading	6
SB 2181	Second Reading	6
SB 2190	Second Reading	6
SB 2197	Second Reading	6
SB 2285	Second Reading	6
SB 2335	Second Reading	6
SB 2362	Second Reading	6
SB 2374	Second Reading	6
SB 2375	Second Reading	6
SB 2378	Second Reading	6
SB 2381	Second Reading	6
SB 2386	Second Reading	7
SB 2397	Second Reading	8
SB 2398	Second Reading	8
SB 2424	Second Reading	8
SB 2442	Second Reading	8
SB 2444	Second Reading	8
SB 2453	Second Reading	8
SB 2469	Second Reading	8
SB 2503	Second Reading	8
SB 2517	Second Reading	8
SB 2552	Second Reading	8
SB 2577	Second Reading	8
SB 2755	Second Reading	8
SB 2809	Second Reading	8
SB 2827	Second Reading	8
SB 2879	Second Reading	8
SB 2919	Second Reading	9
SB 3083	Second Reading	9
SB 3112	Second Reading	9
SB 3184	Second Reading	12
SJR 0061	Adopted	12
SR 0433	Committee on Rules	16

The Senate met pursuant to adjournment.
Senator Patrick Welch, Peru, Illinois, presiding.
Prayer by Reverend Gordon McLean, First Presbyterian Church, Springfield, Illinois.
Senator Link led the Senate in the Pledge of Allegiance.

The Journal of Thursday, February 19, 2004, was being read when on motion of Senator Maloney, further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the Senate Bills listed below has been filed with the Secretary and referred to the Committee on Rules:

Senate Committee Amendment No. 1 to Senate Bill 2200
Senate Committee Amendment No. 1 to Senate Bill 2457
Senate Committee Amendment No. 1 to Senate Bill 2800

The following Floor amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Senate Floor Amendment No. 2 to Senate Bill 2386
Senate Floor Amendment No. 2 to Senate Bill 2578

PRESENTATION OF RESOLUTION

SENATE RESOLUTION 432

Offered by Senators Demuzio, E. Jones and all Senators:
Mourns the death of Paul Anthony Keller of Jacksonville.

By unanimous consent, the foregoing resolution was referred to the Resolutions Consent Calendar.

MESSAGE FROM THE GOVERNOR

Message for the Governor by Joseph B. Handley
Deputy Chief of Staff for Legislative Affairs

February 20, 2004

Mr. President,

The Governor directs me to lay before the Senate the following Message:

STATE OF ILLINOIS
EXECUTIVE DEPARTMENT

To the Honorable
Members of the Senate
Ninety-Third General Assembly

I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments of your Honorable body.

JOLIET ARSENAL DEVELOPMENT AUTHORITY

To be a member of the Joliet Arsenal Development Authority for a term commencing February 13, 2004 and ending January 15, 2007:

[February 20, 2004]

Anthony "Jay" Plese of Wilmington
Non-Salaried

Rod Blagojevich
GOVERNOR

REPORT FROM STANDING COMMITTEE

Senator Munoz, Chairperson of the Committee on Licensed Activities, to which was referred **Senate Bill No. 2299**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Munoz, Chairperson of the Committee on Licensed Activities, to which was referred **Senate Bills numbered 2108, 2109, 2271, 2377 and 2395**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Radogno, **Senate Bill No. 2103** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Halvorson, **Senate Bill No. 2106** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Demuzio, **Senate Bill No. 2141** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Jacobs, **Senate Bill No. 2145** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Jones, **Senate Bill No. 2156** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Garrett, **Senate Bill No. 2158** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Local Government, adopted and ordered printed:

AMENDMENT NO 1 TO SENATE BILL 2158

AMENDMENT NO. 1. Amend Senate Bill 2158 on page 33, 19, after "services", by inserting "so long as it does not exceed \$120"; and

on page 33, by replacing lines 20 through 22 with the following:

"per-patron cost shall be the Total Operating Expenditures Per Capita as stated in the most recent"; and

on page 33, line 30, by changing "assisting" to "assisted"; and

on page 33, line 34, after "patrons", by inserting "from the municipality that created the tax-increment-financing district"; and

on page 34, by replacing lines 10 through 13 with the following:

"required by this paragraph (7.7). By acceptance of such reimbursement, the library district shall forfeit any right to directly or indirectly set aside, modify, or contest in any manner whatsoever the establishment of the redevelopment project area".

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

[February 20, 2004]

On motion of Senator Petka, **Senate Bill No. 2165** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Judiciary, adopted and ordered printed:

AMENDMENT NO 1 TO SENATE BILL 2165

AMENDMENT NO. 1 Amend Senate Bill 2165 on page 1, line 12, by inserting after "another" the following:

"as defined in Sections 7-1 and 7-2 of this Code".

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Ronen, **Senate Bill No. 2171** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Jacobs, **Senate Bill No. 2174** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Halvorson, **Senate Bill No. 2181** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Jacobs, **Senate Bill No. 2190** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator DeLeo, **Senate Bill No. 2197** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator DeLeo, **Senate Bill No. 2285** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hunter, **Senate Bill No. 2335** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Sullivan, **Senate Bill No. 2362** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Shadid, **Senate Bill No. 2374** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Ronen, **Senate Bill No. 2375** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Ronen, **Senate Bill No. 2378** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Health & Human Services, adopted and ordered printed:

AMENDMENT NO 1 TO SENATE BILL 2378

AMENDMENT NO. 1. Amend Senate Bill 2378 on page 1, line 19, after "products", by inserting "as provided and maintained by the Department of Public Health".

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Munoz, **Senate Bill No. 2381** having been printed, was taken up, read by title a second time and ordered to a third reading.

[February 20, 2004]

On motion of Senator Shadid, **Senate Bill No. 2386** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Judiciary, adopted and ordered printed:

AMENDMENT NO 1 TO SENATE BILL 2386

AMENDMENT NO. 1. Amend Senate Bill 2386 by replacing everything after the enacting clause with the following:

"Section 5. The Criminal Code of 1961 is amended by changing Sections 7-1, 7-2, and 7-3 as follows:

(720 ILCS 5/7-1) (from Ch. 38, par. 7-1)

Sec. 7-1. Use of force in defense of person.

(a) A person is justified in the use of force against another when and to the extent that he reasonably believes that such conduct is necessary to defend himself or another against such other's imminent use of unlawful force. However, he is justified in the use of force which is intended or likely to cause death or great bodily harm only if he reasonably believes that such force is necessary to prevent imminent death or great bodily harm to himself or another, or the commission of a forcible felony.

(b) In no case shall any act involving the use of force justified under this Section give rise to any claim or liability brought by or on behalf of any person acting within the definition of "aggressor" set forth in Section 7-4 of this Article, or the estate, spouse, or other family member of such a person, against the person or estate of the person using such justified force.

(Source: Laws 1961, p. 1983.)

(720 ILCS 5/7-2) (from Ch. 38, par. 7-2)

Sec. 7-2. Use of force in defense of dwelling.

(a) A person is justified in the use of force against another when and to the extent that he reasonably believes that such conduct is necessary to prevent or terminate such other's unlawful entry into or attack upon a dwelling. However, he is justified in the use of force which is intended or likely to cause death or great bodily harm only if:

(1) ~~(a)~~ The entry is made or attempted in a violent, riotous, or tumultuous manner, and he reasonably believes that such force is necessary to prevent an assault upon, or offer of personal violence to, him or another then in the dwelling, or

(2) ~~(b)~~ He reasonably believes that such force is necessary to prevent the commission of a felony in the dwelling.

(b) In no case shall any act involving the use of force justified under this Section give rise to any claim or liability brought by or on behalf of any person acting within the definition of "aggressor" set forth in Section 7-4 of this Article, or the estate, spouse, or other family member of such a person, against the person or estate of the person using such justified force.

(Source: Laws 1967, p. 696.)

(720 ILCS 5/7-3) (from Ch. 38, par. 7-3)

Sec. 7-3. Use of force in defense of other property.

(a) A person is justified in the use of force against another when and to the extent that he reasonably believes that such conduct is necessary to prevent or terminate such other's trespass on or other tortious or criminal interference with either real property (other than a dwelling) or personal property, lawfully in his possession or in the possession of another who is a member of his immediate family or household or of a person whose property he has a legal duty to protect. However, he is justified in the use of force which is intended or likely to cause death or great bodily harm only if he reasonably believes that such force is necessary to prevent the commission of a forcible felony.

(b) In no case shall any act involving the use of force justified under this Section give rise to any claim or liability brought by or on behalf of any person acting within the definition of "aggressor" set forth in Section 7-4 of this Article, or the estate, spouse, or other family member of such a person, against the person or estate of the person using such justified force.

(Source: Laws 1961, p. 1983.)

Section 99. Effective date. This Act takes effect upon becoming law."

Floor Amendment No 2 was referred to the Committee on Rules earlier today.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

[February 20, 2004]

On motion of Senator DeLeo, **Senate Bill No. 2397** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator DeLeo, **Senate Bill No. 2398** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Halvorson, **Senate Bill No. 2424** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Clayborne, **Senate Bill No. 2442** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Clayborne, **Senate Bill No. 2444** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Bomke, **Senate Bill No. 2453** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Haine, **Senate Bill No. 2469** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Cullerton, **Senate Bill No. 2503** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Cullerton, **Senate Bill No. 2517** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Rules.

There being no further amendments, the bill was ordered to a third reading.

On motion of Senator Link, **Senate Bill No. 2552** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Revenue, adopted and ordered printed:

AMENDMENT NO 1 TO SENATE BILL 2552

AMENDMENT NO. 1. Amend Senate Bill 2552, on page 1, by replacing lines 21 through 24 with the following:
"and (e) of this Section."

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Cullerton, **Senate Bill No. 2577** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator J. Sullivan, **Senate Bill No. 2755** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Maloney, **Senate Bill No. 2809** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Demuzio, **Senate Bill No. 2827** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Maloney, **Senate Bill No. 2879** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Rules.

The following amendment was offered in the Committee on Local Government, adopted and ordered printed:

AMENDMENT NO 2 TO SENATE BILL 2879

AMENDMENT NO. 2. Amend Senate Bill 2879 by replacing everything after the enacting clause with the following:

"Section 5. The Mosquito Abatement District Act is amended by changing Section 8 as follows:
(70 ILCS 1005/8) (from Ch. 111 1/2, par. 81)

Sec. 8. The board of trustees of any mosquito abatement district shall, in its work, advise and cooperate with the Department of Public Health of the State, and the board of trustees of such district shall submit to such Department, on or before January 1st of each year, a report of the work done and results obtained by the district during the preceding year.

The board of trustees of any mosquito abatement district, or its designee, shall conduct routine surveillance of mosquitoes to detect the presence of mosquito-borne diseases of public health significance. The surveillance shall be conducted in accordance with mosquito abatement and control guidelines as set forth by the U.S. Centers for Disease Control and Prevention. Areas reporting disease in humans shall be included in the surveillance activities. Mosquito abatement districts shall report to the local certified public health department the results of any positive mosquito samples infected with any arboviral infections, including, but not limited to: West Nile Virus, St. Louis Encephalitis, and Eastern Equine Encephalitis. Reports shall be made to the local certified public health department's director of environmental health, or a designee of the department, within 24 hours after receiving a positive report. The report shall include the type of infection, the number of mosquitoes collected in the trapping device, the type of trapping device used, and the type of laboratory testing used to confirm the infection. Any trustee of a mosquito abatement district, or designee of the board of trustees of a mosquito abatement district, that fails to comply with the requirements of this Act is guilty of a Class A Misdemeanor.
(Source: Laws 1927, p. 694.)

Section 90. The State Mandates Act is amended by adding Section 8.28 as follows:
(30 ILCS 805/8.28 new)

Sec. 8.28. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 93rd General Assembly.

Section 99. This Act takes effect upon becoming law."

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator Sandoval, **Senate Bill No. 2919** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Schoenberg, **Senate Bill No. 3083** having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Garrett, **Senate Bill No. 3112** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Rules.

The following amendment was offered in the Committee on Health & Human Services, adopted and ordered printed:

AMENDMENT NO 2 TO SENATE BILL 3112

AMENDMENT NO. 2. Amend Senate Bill 3112 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Safe Bottled Water Act.

Section 5. Definitions. In this Act:

"Bottled water" means any water that is placed in a sealed container at a water-bottling plant to be

[February 20, 2004]

used for drinking, culinary, or other purposes involving a likelihood of the water being ingested by humans. "Bottled water" does not include water packaged with the approval of the Department for use in a public emergency.

"Department" means the Department of Public Health.

"Private water source" means a privately owned source of water in Illinois, other than a public water system or private water system as defined in the Illinois Groundwater Protection Act, that is used for bottled or vended water and meets the requirements of an approved source for bottled water as defined in Section 129.3 of Title 21 of the Code of Federal Regulations.

"Retail water facility" means any commercial establishment where vended water is sold, and placed in customers' containers, or placed in containers sold or given to customers who come to the establishment to obtain water.

"Vended water" means any water that is dispensed by a water-vending machine or retail water facility, or water from a private water source, and that is dispensed by a water-vending machine, retail water facility, water hauler, or any other person or facility for drinking, culinary, or other purposes involving a likelihood of the water being ingested by humans. "Vended water" does not include water from a public water system that has not undergone additional treatment. Water sold without further treatment is not "vended water".

"Water-bottling plant" means any facility in which bottled water is produced.

"Water-vending machine" means any self-service device that, upon insertion of a coin, coins, or token, or upon receipt of payment by any other means, dispenses a unit volume of water to be used for drinking, culinary, or other purposes involving a likelihood of the water being ingested by humans.

Section 10. Licenses required.

(a) No person may operate a water-bottling plant or a private water source in this State, except pursuant to a license issued by the Department. Bottled water must be processed in conformance with 21 CFR Part 129 and must conform to 21 CFR Part 165. If a person has a valid water-bottling plant license issued by the Department, additional license fees for a private water source operator based and operating at the same address shall not be required.

(b) Any bottled water produced by a private water source or water-bottling plant that is not licensed in compliance with this Act is misbranded and may be embargoed.

(c) It is unlawful for a water bottler, water distributor, water-vending machine owner, retail water facility, or private water source operator to sell or otherwise distribute water that is unsafe for use or that is adulterated or misbranded as provided in the Illinois Food, Drug and Cosmetic Act.

(d) The licensing of activities relating to bottled water as provided in this Section is an exclusive power and function of the State. A home rule unit may not license any activities relating to bottled water that are licensed under this Section. This subsection is a denial and limitation of home rule powers and functions under subsection (h) of Section 6 of Article VII of the Illinois Constitution.

Section 15. Inspections and related activities.

(a) In order to carry out the purposes of this Act, any duly authorized representative of the Department may, at any reasonable hour of the day, do any of the following:

- (1) Enter a inspect a licensed facility or any place where bottled water or vended water records are stored, kept, or maintained.
- (2) Inspect and copy any records, reports, test results, or other information required to implement this Act.
- (3) Obtain samples of the water supply and finished product.

(b) The Department shall inspect every water-bottling plant and private water source at least once each year. The Department shall provide an opportunity for a representative of the water-bottling plant or private water source operator to accompany the Department's representative during the inspection.

(c) Any person who prevents, interferes with, or attempts to impede in any way any duly authorized representative of the Department from undertaking any activity authorized by this Section is guilty of a Class A misdemeanor.

Section 20. Water intended for bottling; storage, transportation, and processing.

(a) Water intended for bottling shall not be stored, transported, processed, or bottled through equipment or lines used for any non-food product.

(b) Water intended for bottling shall not be stored, transported, processed, or bottled through equipment or lines used for any dairy product or non-beverage food, except that filling equipment may be used for dairy products and non-beverage foods in accordance with the following requirements:

[February 20, 2004]

(1) When filling equipment designed for cleaning in place is utilized for dairy products or non-beverage foods, that equipment must be thoroughly cleaned and sanitized in place in accordance with procedures specified by the manufacturer and in 21 CFR Part 129 prior to being used for bottled water.

(2) Fillers not designed for cleaning in place must be completely disassembled for cleaning and sanitizing prior to being used for bottled water.

Section 25. License fee. The fee for any license issued under this Act is \$150. The fee must be paid to the Department before a license may be issued. Licenses issued under this Act shall be issued annually. Licenses must be renewed annually on or before January 1 of the year for which they are issued. The Department may impose an additional fee of \$50 on a person who submits an application for a license after the deadline. The Department shall use all fees received under this Act for the purpose of recouping the costs of providing the services required to be provided by the Department under this Act.

Section 30. Water-bottling plants located outside Illinois. Every water-bottling plant located outside Illinois that sells or distributes bottled water in Illinois must annually register with the Department. The fee for registration under this Act is \$150. The Department may impose an additional fee of \$50 on an out-of-state water-bottling plant that registers after the deadline set by the Department.

Section 35. Safe Bottled Water Fund. The Safe Bottled Water Fund is established as a special fund in the State treasury. All moneys received by the Department under this Act shall be deposited into the fund. Moneys in the fund shall be used by the Department, upon appropriation, for the purpose of administering this Act.

Section 40. Denial, revocation, or suspension of license.

(a) The Department may deny any license application or revoke or suspend any license issued under this Act for cause. The Department shall inform the applicant or license holder of the denial, revocation, or suspension in writing, stating with particularity the reasons for the denial, revocation, or suspension. The Department shall afford the applicant or license holder an opportunity for a hearing in accordance with the Illinois Administrative Procedure Act.

(b) For purposes of this Section, "cause" means a violation of any provision of this Act or any regulation adopted pursuant to this Act.

Section 45. Potential contamination.

(a) Upon a determination by the Department that a particular water source is subject to potential contamination, the Department shall notify the appropriate bottler, distributor, or vendor of bottled water, owner or operator of a water-vending machine, water hauler, retail water facility operator, or private water source operator of the specific contaminants or class of contaminants that pose a potential health risk.

(b) Within 7 days after notification by the Department, the bottler, distributor, or vendor of bottled water, owner or operator of a water-vending machine, water hauler, retail water facility operator, or private water source operator must conduct an analysis of the water source and submit the results of the analysis to the Department.

(c) If evidence of contamination is found, the Department may, by order, require the bottler of bottled water, owner or operator of a water-vending machine, or private water source operator to conduct an analysis of the finished water product for the contaminants of concern in accordance with conditions specified by the Department. The water analysis must be conducted and reported on an annual basis, unless the Department finds that reasonable action requires either more frequent or less frequent analysis.

Section 50. Testing laboratories. All testing of bottled water, bottled water sources, water distributed by water haulers, water from retail water facilities, and water from vending machines must be done by competent laboratories approved by the Department or another state's regulatory agency.

Section 55. Water packaged for use in public emergencies.

(a) The Department, by its written permission, may allow a person to package water for use in public emergencies without obtaining a water bottling license if the emergency has resulted in the interruption of, or has compromised the quality of, the public drinking water supply. The Department's permission

[February 20, 2004]

may authorize the suspension of any provision of this Act and related regulations.

(b) The Department may at any time change or impose on the permittee any requirements, such as requirements concerning testing, equipment, and documentation, that the Department deems necessary to protect public health, but in doing so, the Department must consider the effect of those requirements in light of the urgency of the situation. The Department may grant or withdraw this permission at any time.

(c) Packing, distribution, and use of water under a permit shall be allowed only during the emergency period and shall end upon the restoration of adequate public drinking supplies as determined by the Department. Distribution of the packaged water shall be limited to the area affected. Water so packaged shall be prominently labeled "drinking water", "for emergency use only", and "not for sale", or similar wording approved by the Department.

(d) This Section shall not be construed to restrict licensed water-bottling plants from providing water processed in accordance with this Act in emergency situations.

Section 60. Violation; penalty. A person who commits a violation of this Act other than a violation of subsection (c) of Section 15 is guilty of a petty offense and subject to a fine of not more than \$1,000.

Section 90. The State Finance Act is amended by adding Section 5.625 as follows:

(30 ILCS 105/5.625 new)

Sec. 5.625. The Safe Bottled Water Fund.

Section 99. Effective date. This Act takes effect January 1, 2005."

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

On motion of Senator DeLeo, **Senate Bill No. 3184** having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was held in the Committee on Transportation.

There being no further amendments, the bill was ordered to a third reading.

EXCUSED FROM ATTENDANCE

On motion of Senator Burzynski, Senator W. Jones was excused from attendance due to personal business.

INTRODUCTION OF BILLS

SENATE BILL NO. 3349. Introduced by Senator del Valle, a bill for AN ACT concerning appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

EXCUSED FROM ATTENDANCE

On motion of Senator Demuzio, Senator Viverito was excused from attendance due to personal business.

PRESENTATION OF RESOLUTION

Senator Demuzio offered the following Senate Joint Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

SENATE JOINT RESOLUTION NO. 61

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the two Houses adjourn on Friday, February 20, 2004, they stand adjourned until Tuesday, February 24, 2004 at 12:00 o'clock noon.

[February 20, 2004]

The Motion prevailed.
And the resolution was adopted.
Ordered that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION 417

Offered by Senator Link and all Senators:
Mourns the death of Emil T. Liedberg of Waukegan.

SENATE RESOLUTION 418

Offered by Senator Link and all Senators:
Mourns the death of Jack E. Flanagan of Lake County.

SENATE RESOLUTION 419

Offered by Senator Lauzen and all Senators:
Mourns the death of Elaine F. Hurley of Geneva.

SENATE RESOLUTION 420

Offered by Senator Lauzen and all Senators:
Mourns the death of Dr. James R. McAnelly.

SENATE RESOLUTION 421

Offered by Senator Lauzen and all Senators:
Mourns the death of Father Alcuin Deck, O.S.B., a founding Benedictine monk of Marmion Abbey.

SENATE RESOLUTION 422

Offered by Senator Lauzen and all Senators:
Mourns the death of Lucinda K. "Cindy" Davidson of Plano.

SENATE RESOLUTION 423

Offered by Senator Sandoval and all Senators:
Mourns the death of Emmett Joseph Burke of Chicago.

SENATE RESOLUTION 424

Offered by Senator Viverito and all Senators:
Mourns the death of James A. Lario, Sr. of Burbank.

SENATE RESOLUTION 425

Offered by Senators Demuzio – E. Jones and all Senators:
Mourns the death of Frank Stanley Flider of Mattoon.

SENATE RESOLUTION 426

Offered by Senators Demuzio – E. Jones and all Senators:
Mourns the death of Jack L. Stankoven of Carlinville.

SENATE RESOLUTION 427

Offered by Senators Demuzio – E. Jones and all Senators:
Mourns the death of Kenneth Glenn Bullard.

SENATE RESOLUTION 430

Offered by Senator Hunter and all Senators:
Mourns the death of C. Vincent Bakeman, Ph.D.

SENATE RESOLUTION 431

Offered by Senator Silverstein and all Senators:
Mourns the death of Elaine "Leah" Welbel of Skokie.

[February 20, 2004]

SENATE RESOLUTION 432

Offered by Senators Demuzio, E. Jones and all Senators:
Mourns the death of Paul Anthony Keller of Jacksonville.

SENATE JOINT RESOLUTION 60

Offered by Senator Hunter and all Senators:
Mourns the death of C. Vincent Bakeman, Ph.D.

Senator Welch moved the adoption of the foregoing resolutions.
The motion prevailed.
And the resolutions were adopted.

INTRODUCTION OF BILLS

SENATE BILL NO. 3350. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3351. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3352. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3353. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3354. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3355. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3356. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3357. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3358. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

[February 20, 2004]

SENATE BILL NO. 3359. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3360. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3361. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3362. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3363. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3364. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3365. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3366. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3367. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3368. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 3369. Introduced by Senator Welch, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

PRESENTATION OF RESOLUTION

Senator Garrett offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 433

WHEREAS, Hemophilia is a genetic condition affecting approximately 700 persons in the State of Illinois; hemophilia is characterized by the absence of one of the several clotting factors necessary to control bleeding; the standard care for the treatment of hemophilia is to replace the absent clotting factors necessary to control bleeding; and

WHEREAS, Without treatment, people with hemophilia face frequent, spontaneous bleeding episodes in their joints causing swelling in the joint, muscles, internal organs, and brain; repeated bleeding episodes in joints result in a chronic degenerative arthritic condition, which often leads to frequent hospitalizations, permanent disability, and chronic pain; bleeding episodes involving internal organs and the brain can cause permanent damage, disability, and even death; and

WHEREAS, Severe bleeding episodes result in lost time at work and school, decreased quality of life, and inability to perform basic living activities; and

WHEREAS, With proper care and access to comprehensive medical resources, persons with hemophilia can control bleeding episodes and can lead productive lives; and

WHEREAS, The Medical and Scientific Advisory Committee of the National Hemophilia Foundation recommends recombinant factor products as the treatment of choice for persons with hemophilia VIII and IX; and

WHEREAS, Visits to Hemophilia Treatment Centers reduced morbidity by 60 percent; and

WHEREAS, The State of Illinois is committed to the proper medical treatment of hemophilia; and

WHEREAS, Hemophilia and its complications are not well understood by the general public; and

WHEREAS, The State of Illinois encourages efforts to promote the understanding of hemophilia so that it is treated properly; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that March, 2004, and each March thereafter be designated Hemophilia Awareness Month to enhance the understanding and proper treatment of hemophilia and to encourage participation in activities to support programs to properly treat hemophilia.

At the hour of 10:30 o'clock a.m., the Chair announced that the Senate stand adjourned until Tuesday, February 24, 2004, at 12:00 o'clock noon.